

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

ISHAN WAHI et al,

Defendants.

CASE NO. 2:22-cv-01009-TL

ORDER REQUESTING  
SUPPLEMENTAL STATEMENT  
FROM PROPOSED *AMICI*

This matter comes before the Court *sua sponte* following the filing of motions for leave to file *amicus curiae* briefs by Paradigm Operations LP (Dkt. No. 67) and Coinbase, Inc. (Dkt. No. 78).

Courts have broad discretion to permit or prohibit amicus participation. *Hoptowit v. Ray*, 682 F.2d 1237, 1260 (9th Cir. 1982), *overruled on other grounds by Sandin v. Conner*, 515 U.S. 472 (1995); *accord United States v. Phan*, No. CR18-86, 2018 WL 11393436, at \*1 (W.D. Wash. July 25, 2018) (explaining that a court may “grant or refuse leave according [to whether] it deems the proffered information timely, useful, or otherwise” (quotation omitted)). Courts may

1 consider *amicus* briefs from non-parties “concerning legal issues that have potential  
2 ramifications beyond the parties directly involved or if the *amicus* has unique information or  
3 perspective that can help the court beyond the help that the lawyers for the parties are able to  
4 provide.” *Beldock v. Microsoft Corp.*, No. C22-1082, 2022 WL 17551138, at \*1 (W.D. Wash.  
5 Dec. 9, 2022) (citing additional cases). But *amicus* briefs provide unique or helpful information  
6 only to the extent that they are not duplicative of arguments made by the Parties or other *amici*.

7 Therefore, before the Court will consider the motions, the Court DIRECTS Paradigm  
8 Operations LP and Coinbase, Inc. to file a supplemental statement certifying that their  
9 submissions are not duplicative of the briefs already filed in this case by Defendants or other  
10 proposed *amici* **by no later than March 23, 2023**. If the submissions are duplicative in any way,  
11 the *amici* can withdraw and revise their motions and proposed briefs as appropriate.

12 Dated this 17th day of March 2023.

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Tana Lin  
15 United States District Judge